

ESTTA Tracking number: **ESTTA1150493**

Filing date: **08/02/2021**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92075370
Party	Plaintiff NYFTA Inc.
Correspondence Address	ERIK DYKEMA ZELLER IP GROUP PLLC 155 WATER STREET, SUITE 6-6 BROOKLYN, NY 11201 UNITED STATES Primary Email: uspto@zellerip.com Secondary Email(s): erik@zellerip.com, serge@zellerip.com, jessica@zellerip.com 972-920-8002
Submission	Other Motions/Submissions
Filer's Name	Erik Dykema
Filer's email	erik@zellerip.com
Signature	/Erik Dykema/
Date	08/02/2021
Attachments	NYFTA - Response to OTSC.pdf(66820 bytes )

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In re Registration No. 6,155,556  
For the Mark: NEW YORK CITY FOOD TRUCK ASSOCIATION  
Registration Date: September 15, 2020

NYFTA Inc., Petitioner	Cancellation No. 92075370
v.	
Gatewood, Josh and NYCFTA, Inc., Respondents.	

**PETITIONER'S RESPONSE TO NOTICE OF DEFAULT**

Petitioner, NYFTA Inc. ("Petitioner") hereby responds to the *Notice of Default* dated 30 July 2021.

After receiving the *Notice of Default*, on 30 July 2021, counsel for Petitioner conferred with counsel for Respondents and requested their consent to file the *Amended Answer* which is filed contemporaneously with this response. That same day, Counsel for Respondents responded via email and consented to the filing of Petitioner's *Amended Answer*. Counsel for Petitioner then reached out to the Board's Interlocutory Attorney in this matter for guidance on how to proceed, and was advised to simply note the Parties' consent to filing the *Amended Answer*.

Thus, Petitioner respectfully requests that Petitioner's *Amended Answer* be accepted by the Board. Please charge any additional fees, or credit overpayment, to Deposit Account No. 50-6138.

//

Respectfully Submitted,  
Zeller IP Group PLLC

Date: 02 August 2021

By: /Erik Dykema/

Erik Dykema, Esq.  
Serge Krimnus, Esq.  
Jessica Wu, Esq.  
erik@zellerip.com  
155 Water St., Suite 6-6  
Brooklyn, NY 11201  
972-920-8002

Attorneys for Petitioner,  
NYFTA Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that on 2 August 2021, I served the foregoing filing on Respondents  
via its counsel record as follows:

david.draper@kirkland.com,

mary.mazzello@kirkland.com

louise.decoppet@kirkland.com

katharine.cummings@kirkland.com

erika.dillon@kirkland.com

2 August 2021

\_/Erik Dykema/\_\_\_\_\_

Erik Dykema